THE HONOUABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 10892 of 2007

Date:18-06-2007

Between:

Raju Savanth ..
PETITIONER

AND

The Director General of Police, Hyderabad and two others
..
RESPONDENTS

ORDER:

The petitioner seeks to issue a writ of mandamus to direct the respondents not to harass and threaten the petitioner and his family members in doing business without registration of any crime.

The case of the petitioner is that he is doing business in silver refinery situated to his residential house bearing No.21-7-352/1,Shakkar Kotha, Hyderabad. It is further stated that the petitioner is being harassed on the ground that he is carrying on refinery work of gold and silver. It is stated that melting the silver and the gold having purchased from the lawful owners do not constitute a crime.

I am not inclined to express any opinion whether the petitioner is carrying on lawful activities and whether he has purchased any theft gold or dealt with any stolen gold or silver. But, however, if there is any complaint against the petitioner from any corner, it is always open for the concerned police to register a crime against the petitioner and take appropriate action against him. If the petitioner is an accused and his appearance is required in connection with any offence, it is open for the police to summon him by an order. But, without following the due process of law, the petitioner cannot be harassed.

Accordingly, the writ petition is disposed of. No costs.

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V.ESWARAIAH, J.

Date:18.06.2007.
Ccm